

2014 Current Fiscal Year Report: Osage Negotiated Rulemaking Committee

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1. Department or Agency

Department of the Interior

2. Fiscal Year

2014

3. Committee or Subcommittee

Osage Negotiated Rulemaking Committee

3b. GSA Committee No.

80516

4. Is this New During Fiscal Year?

No

5. Current Charter

08/15/2012

6. Expected Renewal Date

7. Expected Term Date

8a. Was Terminated During Fiscal Year?

Yes

8b. Specific Termination Authority

8c. Actual Term Date

08/15/2014

9. Agency Recommendation for Next Fiscal Year

Terminate

10a. Legislation Req to Terminate?

10b. Legislation Pending?

11. Establishment Authority

Agency Authority

12. Specific Establishment Authority

5 U.S.C. Appendix 2; 5 U.S.C. 561 et seq.; Act of June 28, 1906, ch. 3572, 34 Stat. 539, as amended.

13. Effective Date

08/15/2012

14. Committee Type

Continuing

14c. Presidential?

No

15. Description of Committee

Other Committee

16a. Total Number of Reports

1

16b. Report Date

Report Title

11/01/2013

Reopening of Comment Period - Proposed Rule - Leasing of Osage Reservation Lands for Oil and Gas Mining

Number of Committee Reports Listed: 1

17a. Open 0 17b. Closed 0 17c. Partially Closed 0 Other Activities 0 17d. Total 0

Meetings and Dates

No Meetings

Current FY Next FY

18a(1). Personnel Pmts to Non-Federal Members

\$0.00 \$0.00

18a(2). Personnel Pmts to Federal Members

\$0.00 \$0.00

18a(3). Personnel Pmts to Federal Staff

\$18,053.00 \$0.00

18a(4). Personnel Pmts to Non-Member Consultants

\$4,501.00 \$0.00

18b(1). Travel and Per Diem to Non-Federal Members	\$0.00	\$0.00
18b(2). Travel and Per Diem to Federal Members	\$0.00	\$0.00
18b(3). Travel and Per Diem to Federal Staff	\$0.00	\$0.00
18b(4). Travel and Per Diem to Non-member Consultants	\$0.00	\$0.00
18c. Other(rents,user charges, graphics, printing, mail, etc.)	\$0.00	\$0.00
18d. Total	\$22,554.00	\$0.00
19. Federal Staff Support Years (FTE)	0.20	0.00

20a. How does the Committee accomplish its purpose?

The Committee was responsive to specific assignments made by the Designated Federal Officer (DFO). The Committee considered matters proposed by the DFO and attempted to reach consensus. The Committee defined consensus for its deliberations.

20b. How does the Committee balance its membership?

Committee membership consisted of 9 members. Non-Federal Members: To ensure fair and balanced representation of viewpoints, the Secretary appointed 5 members nominated by the Osage Tribe, acting through the Osage Minerals Council. Federal Members: The Secretary appointed four Federal employees (two from BIA, one from the Bureau of Land Management, and one from the Office of Natural Resources Revenue).

20c. How frequent and relevant are the Committee Meetings?

The Committee met approximately 4-6 times annually, and at such other times as designated by the DFO.

20d. Why can't the advice or information this committee provides be obtained elsewhere?

The Committee advised the Secretary through the Bureau of Indian Affairs (BIA) on a proposed rule to revise 25 C.F.R. Part 226 in order to improve the management and administration of the Osage Mineral Estate. The Committee acted solely in an advisory capacity to the BIA.

20e. Why is it necessary to close and/or partially closed committee meetings?

N/A

21. Remarks

The Committee successfully accomplished its stated objectives. As a result, the Department of the Interior did not renew the charter and the Committee terminated on August 15, 2014. No meetings were held in FY 2014. The staff addressed the Committee's Proposed Rule recommendations and ensured they were published in the

Federal Register for comments.

Designated Federal Officer

Robert Impson Designated Federal Officer

Committee Members	Start	End	Occupation	Member Designation
Abbott, Joseph	08/15/2012	08/15/2014	Tribal Member	Representative Member
Bear, Curtis	08/15/2012	08/15/2014	Tribal Member	Representative Member
Core, Melvin	08/15/2012	08/15/2014	Tribal Member	Representative Member
Crum, Galen	08/15/2012	08/15/2014	Tribal Member	Representative Member
LaCounte, Darryl	08/15/2012	08/15/2014	Bureau of Indian Affairs	Regular Government Employee (RGE) Member
Manydeed, Stephen	08/15/2012	08/15/2014	Bureau of Indian Affairs	Regular Government Employee (RGE) Member
Red Eagle, Myron	08/15/2012	08/15/2014	Tribal Member	Representative Member
Stockridge, James	08/15/2012	08/15/2014	Bureau of Land Management	Regular Government Employee (RGE) Member
Tyler, Paul	08/15/2012	08/15/2014	Office of Natural Resources Revenue	Regular Government Employee (RGE) Member
Whitehorn, Dudley	08/15/2012	08/15/2014	Tribal Member	Representative Member
Yates, James	08/15/2012	08/15/2014	Tribal Member	Representative Member

Number of Committee Members Listed: 11

Narrative Description

The Committee made recommendations to the Agency with regards to updating and strengthening the current Federal Regulations with regards to the Osage mineral estate. This will improve the day to day administration of the estate as well as allow for the Bureau of Indian Affairs to more effectively carry out the inherent Trust responsibility. No meetings were held in Fiscal Year 2014.

What are the most significant program outcomes associated with this committee?

Checked if Applies

Improvements to health or safety	<input type="checkbox"/>
Trust in government	<input checked="" type="checkbox"/>
Major policy changes	<input type="checkbox"/>
Advance in scientific research	<input type="checkbox"/>
Effective grant making	<input type="checkbox"/>
Improved service delivery	<input checked="" type="checkbox"/>
Increased customer satisfaction	<input checked="" type="checkbox"/>
Implementation of laws or regulatory requirements	<input checked="" type="checkbox"/>
Other	<input type="checkbox"/>

Outcome Comments

What are the cost savings associated with this committee?

Checked if Applies

None	<input checked="" type="checkbox"/>
Unable to Determine	<input type="checkbox"/>
Under \$100,000	<input type="checkbox"/>
\$100,000 - \$500,000	<input type="checkbox"/>
\$500,001 - \$1,000,000	<input type="checkbox"/>
\$1,000,001 - \$5,000,000	<input type="checkbox"/>
\$5,000,001 - \$10,000,000	<input type="checkbox"/>
Over \$10,000,000	<input type="checkbox"/>
Cost Savings Other	<input type="checkbox"/>

Cost Savings Comments

The trust function will still be carried out by the Federal Government. Regulation change will help facilitate this function to the Osage Nations benefit as well as the Federal Government.

What is the approximate Number of recommendations produced by this committee for the life of the committee?

46

Number of Recommendations Comments

46 changes to current regulations proposed. These were proposed after discussion of subject matter experts, comments of Osage Minerals Council, Osage stake holders, Oil Producers, Surface owners and all other interested parties.

What is the approximate Percentage of these recommendations that have been or will be Fully implemented by the agency?

0%

% of Recommendations Fully Implemented Comments

Proposed rules have been posted in Federal Register, Public comment period ended Nov. 18 2013. Rule has not gone final.

What is the approximate Percentage of these recommendations that have been or will be Partially implemented by the agency?

0%

% of Recommendations Partially Implemented Comments

see above

Does the agency provide the committee with feedback regarding actions taken to implement recommendations or advice offered?

Yes ☒ No ☐ Not Applicable ☐

Agency Feedback Comments

Three members of committee are Federal employees and provide technical feedback as well as examples of current regulations with regards to other Indian Tribes across the Nation

What other actions has the agency taken as a result of the committee's advice or recommendation?

Checked if Applies

Reorganized Priorities	<input type="checkbox"/>
Reallocated resources	<input type="checkbox"/>
Issued new regulation	<input type="checkbox"/>
Proposed legislation	<input type="checkbox"/>
Approved grants or other payments	<input type="checkbox"/>
Other	<input type="checkbox"/>

Action Comments

Rule in Department of Interior for final review.

Is the Committee engaged in the review of applications for grants?

No

Grant Review Comments

How is access provided to the information for the Committee's documentation?

Checked if Applies

Contact DFO	<input checked="" type="checkbox"/>
Online Agency Web Site	<input checked="" type="checkbox"/>
Online Committee Web Site	<input checked="" type="checkbox"/>
Online GSA FACA Web Site	<input checked="" type="checkbox"/>
Publications	<input checked="" type="checkbox"/>
Other	<input type="checkbox"/>

Access Comments

Access to information is provided as outlined above as well as a hard copy of all meeting information is located at the Osage Mineral Council building and updated with any new information as it becomes available.